

**SENATE . . . . . No. 309**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act relative to long term care insurance claims..

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 118E of the General Laws is hereby amended by striking out Section 33, as so  
2 appearing, and inserting in place thereof the following section:-

3 Section 33. No claim for costs of a nursing facility and other long-term care services may  
4 be made by the division under section 31 or 32 if the individual receiving medical assistance was  
5 permanently institutionalized, had notified the division that he had no intention to return home  
6 and, on the date of admission to the nursing facility or other medical institution, had long-term  
7 care insurance that, when purchased, met the requirements of 211 C.M.R. 65.00.